

Book 1455/274

Res. # 5692

EASEMENT
FOR CONSTRUCTION OF FILL ON ARROYO DRIVE
(Thompson and Ruth Properties)

The undersigned, H. L. THOMPSON and MARGARET THOMPSON, his wife, and ELLEN L. RUTH, do hereby grant to the CITY OF RIVERSIDE an easement and right to construct earth fills upon the respective lands of the Grantors lying northerly of and adjacent to the right of way of Arroyo Drive, which easement is generally described as follows:

The Grantors have heretofore conveyed unto the City of Riverside, for road purposes, certain strips of land by deeds recorded in the Office of the County Recorder of Riverside County, California, in Book 1450, page 433, and Book 1450 at page 473, respectively, Official Records of said County. Said land so conveyed for road purposes are portions of a public street known as Arroyo Drive. The construction, grading and improvement of the roadway of Arroyo Drive requires the construction of earth fills over two ravines which are on the respective properties of the Grantors, and the said work of constructing the fills to the top width of Arroyo Drive will result in earth rolling and sliding down the sides and bottom of the ravine from and beyond the north line of Arroyo Drive for a distance which cannot be now determined but which will be determined by the angle of repose of the earth used in the construction of the fills. It is estimated that the angle of repose will be one and one-half to one.

The Grantors consent to the construction of said earth fills across the ravines on their respective properties and grant the easement for the construction and maintenance of the said fills over such portions of their respective properties adjacent to the north side of Arroyo Drive and upon the sides and bottoms of said respective ravines as may be covered by earth which

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1 slides and rolls upon grantors' respective properties in the
2 course of the construction of said earth fills.

3 Upon the completion of construction of the fills
4 and the determination of the land affected thereby the City of
5 Riverside will, on request of the Grantors, or either of them,
6 determine by measurement and survey the land included in this
7 easement, and prepare a legal description thereof for use in
8 another easement to be executed by the Grantors respectively in
9 lieu of this general easement.

10 IN WITNESS WHEREOF the Grantors have hereunto set
11 their hands this 10th day of ^{March}~~February~~, 1953.

12
13 H. L. Thompson

14 _____
15 H. L. Thompson

16 Margaret Thompson

17 _____
18 Margaret Thompson

19 Helen L. Ruth

20 _____
21 Helen L. Ruth